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JAN 26 2006

BOARD OF PHARMACY

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ATTORNEY GENERAL OF NEW JERSEY
Division of Law - 5th Floor
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101

By: Debra W. Levine
Deputy Attorney General
Tel. No. (973) 648-4876

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

BARBARA ANN PESCIOTTA, R.P.

TO PRACTICE PHARMACY IN THE
STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER

This matter was opened to the New Jersey State Board of
Pharmacy upon receipt of allegations^{BF} that respondent had been
working as a pharmacist at Rand's Pharmacy, Toms River, New Jersey
from August 2004 to April 2005 while her license to practice was
surrendered; presented a false letter to investigators indicating
her license had been restored; and had obtained Percocet, (Schedule

II CDS) through the use of stolen and forged prescription blanks. It appearing that in lieu of a proceeding to revoke respondent's license to practice pharmacy pursuant to N.J.S.A. 45:1-21, respondent, and waiving her right to any hearing in this matter, has agreed to permanently surrender her license to be deemed a revocation with prejudice to reinstatement at any time in the future; and for other good cause shown;

IT IS THEREFORE on this 25th day of January, 2008,⁶

ORDERED AND AGREED:

The license of Barbara Ann Pesciotta, R.P. to practice pharmacy in the State of New Jersey is hereby surrendered to be deemed a revocation, with prejudice to any reapplication, and it is further,

ORDERED AND AGREED:

Respondent shall cease and desist from engaging in the practice of pharmacy including the following: respondent shall not handle, order, inventory, compound, count, fill, refill or dispense any drug; she shall not handle anything requiring a prescription including devices and medications; she shall not handle prescriptions; she shall not advise or consult with patients, and she is prohibited from being present within a prescription filling area of a pharmacy and it is further,

ORDERED AND AGREED:

That this Order is entered without prejudice to action by any other agency or action by this agency for information received in the future; and it is further

ORDERED AND AGREED:

This Order resolves all outstanding disciplinary matters between the Board and Respondent.

NEW JERSEY STATE BOARD OF PHARMACY

By: Pamela Allen, RPh
Pamela Allen, R.P.
President

I have read the within Order and understand it. I agree to be bound by its terms and hereby consent to it being entered by the New Jersey Board of Pharmacy.

Barbara A. Pesciotta
Barbara Ann Pesciotta, R.P.

Agreed to as to form and entry:

Dean Gresek, Esq.
Attorney for Barbara Pesciotta

Law Offices of
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434 Route 72 W, Suite 3
Manahawkin, New Jersey 08050
Telephone - 609-597-8660
Facsimile - 609-597-8662

Please Respond To: Toms River Office

December 22, 2005

Mr. Barbara Pesciotta
992 Vaughn Avenue
Toms River, NJ 08753

Re: Pharmacy License Reinstatement

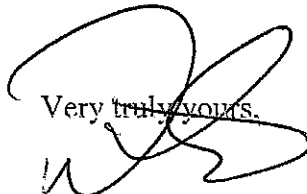
Dear Barbara:

This will confirm that you have authorized the execution of the Consent Order provided by the Deputy Attorney General. You have done such despite our last conference and direction of your rejection of the previous Order sent from the Deputy Attorney General. As advised, by signing this order you have agreed to surrender your pharmaceutical license with prejudice of ever receiving it reinstated. Nonetheless, we have forwarded your executed Consent Order to the Deputy Attorney General for final approval.

I have also enclosed the final invoice for both you and Roy therefore closing your file regarding this issue. I ask that you make payment on your account at your earliest convenience.

It was a pleasure working with you and Roy and please contact me with any other legal issues in the future.

Thank you.

Very truly yours,

DEAN C. GRESEK

DCG:rld
Encl.

